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Attorney Docket No. 59333-8018.US01

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Date: June 4, 2004By: 

Paul L. Hickman

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

M. Gough

APPLICATION No.: 09/400,708

FILED: September 21, 1999

FOR: **METHOD AND ARTICLE OF
MANUFACTURE FOR AN
AUTOMATICALLY EXECUTED
APPLICATION PROGRAM ASSOCIATED
WITH AN ELECTRONIC MESSAGE (AS
AMENDED)**

EXAMINER: THONG H. VU

ART UNIT: 2142

CONFIRMATION No.: 3709

Terminal Disclaimer

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Neostar, Inc., Assignee of the entire right, title and interest in the above-identified patent application by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 010362, Frame 0723 on 10/26/1999, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 USC §154 to §156 and §173, as presently shortened by any terminal disclaimer, of

- 1) U.S. Patent No. 6,704,771 issued March 9, 2004; and
- 2) U.S. Patent No. 6,687,740 issued February 3, 2004.

06/08/2004 MGEBREM1 00000013 09400708

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Serial No.: 09/400,708

PAGE 4/6 * RCVD AT 6/4/2004 9:51:24 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-2/0 * DNIS:7467239 * CSID:650 838 4350 * DURATION (mm:ss):01:50

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The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patents and/or patent applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC §154 to §156 and §173 of the above-listed patents and/or applications, as presently shortened by any terminal disclaimer, in the event that said patent(s)/application(s) later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

1. Authority of Undersigned

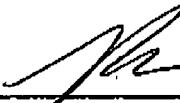
The undersigned is an attorney or agent of record.

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Please charge the terminal disclaimer fee of \$55.00 (small entity) to the credit card as set forth in the enclosed Credit Card Payment form.

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Respectfully submitted,



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Date: June 4, 2004

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